

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

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ROBERT PINTER,

PLAINTIFF

vs

09 Civ 7841 (CM) (THK)  
DECLARATION OF  
JAMES I. MEYERSON

THE CITY OF NEW YORK, etc.,  
et al.,

DEFENDANTS

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James I. Meyerson, being duly admitted to practice in and before the Courts of the State of New York and being duly admitted to practice in and before this Court among others and being duly aware of the penalties for perjury and being duly aware of the sanctions which can be imposed by this Court for the violation of the Rules of the Court, hereby and herein affirms and declares under penalty of law and under the threat of sanction by this Court for the violation of its Rules as follows:

1. I am the attorney for the Plaintiff.
2. I execute this Declaration in my capacity as such.
3. I am fully familiar with all of the proceedings to date and with the litigation record to date.
4. I have prepared the Consolidated Response to the Defendants' Rule 56.1 Statement of Uncontested Facts and the Counter Rule 56.1 Statement inter-related thereto.
5. I have prepared the Exhibits attached hereto and the Index of the Exhibits which describes the Exhibits and I attached hereto.

6. Moreover, I have prepared the Plaintiff's Memorandum in Opposition to the Defendants' Summary Judgment Motion.

7. The Opposition is filed in good faith and based on my knowledge of the litigation record and information and belief associated therewith.

8. It is my belief that, for the reasons set forth in the Response to the Rule 56.1 Statement and inter-related Counter Rule 56.1 Statement and in the Plaintiff's Memorandum In Opposition to the Defendants' Motion for Summary Judgment with Respect to the Qualified Immunity Defense, the Defendants' Motion should be denied in all respects and discovery, which has been stayed at this point in time, should be permitted to go forward.

DATED: New York, New York  
January 26, 2010

Respectfully submitted,

  
/s/James I. Meyerson

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BY: \_\_\_\_\_

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